

Amend CSHB 3196 (house committee printing) as follows:

(1) On page 2, line 7, strike "Subsections (d) and (e)" and substitute "Subsections (d), (e), and (f)".

(2) On page 2, strike lines 8 through 13 and substitute the following:

(d) The executive commissioner of the Health and Human Services Commission by rule may require an applicant for Medicaid beds in a nursing facility under a Medicaid bed waiver application to provide a performance bond in the amount of \$500,000 or other financial security as determined by the department to ensure that the applicant provides the Medicaid beds granted to the applicant under the waiver within the time frame required by the department. A performance bond provided under this subsection must:

(3) On page 3, line 2, strike "that is to be constructed".

(4) On page 3, between lines 4 and 5, insert the following new subsection:

(f) The executive commissioner by rule shall adopt criteria to exempt certain applicants for Medicaid beds from the requirements of Subsection (d), including applicants that are licensed facilities with existing Medicaid bed allocations, criminal justice facilities, teaching facilities, and state veterans homes, and any other applicants that the executive commissioner finds good cause to exempt. The executive commissioner may modify the criteria for granting exemptions under this subsection as necessary to meet the objectives of Subsection (d).

(5) On page 3, line 12, strike "32.0213(d) and (e)," and substitute "32.0213(d), (e), and (f),".

(6) On page 3, line 15, strike "that is to be constructed".